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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/574,636	04/05/2006	Volker Dirk Hildenbrand	NL 031260	5463

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PHILIPS INTELLECTUAL PROPERTY & STANDARDS
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EXAMINER

CANNING, ANTHONY J

ART UNIT	PAPER NUMBER
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2879

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	02/21/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

10/574,636

Applicant(s)

HILDENBRAND ET AL.

Examiner

Anthony J. Canning

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 05 April 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-6 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-6 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 05 April 2006 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-6 are rejected under 35 U.S.C. 102(b) as being anticipated by Geijtenbeek et al. (U.S. 6,147,453).

As to claim 1, Geijtenbeek et al. disclose a high-pressure discharge lamp (see Fig. 2; column 4, lines 42-46; here it is stated that the lamp is operated in an existing instillation of a high-pressure sodium lamp, which the examiner interprets to mean that the disclosed lamp of Geijtenbeek et al. is also a high-pressure lamp); having a discharge vessel (see Fig. 2, item 3; column 3, lines 47-49) with an ionizable filling (column 3, lines 47-50) comprising a buffer gas (column 4, lines 46-54; Hg and Xe are both buffer gases) and an excess amount of a metal halide, which is substantially formed by LiI (column 2, lines 35-37), the lamp having a coldest spot temperature T_{cs} during normal operation of at least 1200K (column 3, lines 11-14; here the cold spot temperature is referred to as T_{kp} ; column 1, lines 65-67).

As to claim 2, Geijtenbeek et al. disclose a lamp according to claim 1. Geijtenbeek et al. further disclose that the excess amount of the metal halide is substantially a mixture of LiI and NaI (column 2, lines 35-39).

As to claim 3, Geijtenbeek et al. disclose a lamp according to claim 2. Geijtenbeek et al. further disclose that the ionisable filling comprises substantially equal amounts of LiI and NaI

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(column 2, lines 43-45; the examiner interprets that the molar ratio of LiI and NaI being relative to CeI_3 means that LiI and NaI are present in substantially equal amounts).

As to claim 4, Geijtenbeek et al. disclose a lamp according to claim 1. Geijtenbeek et al. further disclose that the buffer gas comprises Hg (column 3, lines 46-54).

As to claim 5, Geijtenbeek et al. disclose a lamp according to claim 1. Geijtenbeek et al. further disclose that the buffer gas also comprises Xe (column 3, lines 46-54).

As to claim 6, Geijtenbeek et al. disclose a lamp according to claim 1. Geijtenbeek et al. further disclose that the discharge vessel is made of ceramic (see Fig. 2, item 3; column 3, lines 47-49).

Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Anthony J. Canning whose telephone number is (571)-272-2486. The examiner can normally be reached on M-F 8:00-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nimesh D. Patel can be reached on (571)-272-2457. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Anthony Canning *AC*
Patent Examiner
Art Unit 2879
12 February 2007

K. Guharay
KARABI GUHARAY
PRIMARY EXAMINER
2/16/07